

Please Direct All Correspondence to Customer Number 68851

ISSUE FEE TRANSMITTAL LETTER

Applicant : Shults, et al.
App. No : 09/447,227
Filed : November 22, 1999
For : DEVICE AND METHOD FOR DETERMINING ANALYTE LEVELS
Art Unit : 3735
Class/Sub-Class : 600/347000
Examiner : Robert L. Nasser

MAIL STOP ISSUE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing is the Issue Fee for the above-identified application:

- (X) Form PTOL-85.
(X) The amount of **\$1510** will be paid via EFS Web.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.



Rose M. Thiessen
Registration No. 40,202
Attorney of Record
Customer No. 68,851

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	:	Shults, et al.
App. No	:	09/447,227
Filed	:	November 22, 1999
For	:	DEVICE AND METHOD FOR DETERMINING ANALYTE LEVELS
Examiner	:	Robert L. Nasser
Art Unit	:	3735
Conf #	:	3546

COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE**Mail Stop Issue Fee**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully disagrees with the Examiner's Statement of Reasons for Allowance to the extent that some claims may not include all of the elements mentioned by the Examiner, and other claims may include elements not mentioned by the Examiner. Also, to the extent that there is any implication that the patentability of the claims rests on the recitation of the particular combination of features as stated by the Examiner, Applicant respectfully disagrees with the Examiner's Statement because, for each claim, it is the combination of features recited in the claim that makes it patentable. All claims of the present application are allowable because they each recite a combination of features that are not taught or suggested by the prior art.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: October 19, 2010

By: /Rose M. Thiessen/
Rose M. Thiessen
Registration No. 40,202
Attorney of Record
Customer No. 68,851
(619) 235-8550

9090671_1 (101810)